

**§ 143-215.101. Powers of the Secretary.**

The Secretary has the power to:

- (1) Adopt rules implementing this Part. Rules adopted under this Part may include the following matters:
  - a. Requirements for submission of engineering reports, plans and specifications for the location and construction of oil terminal facilities.
  - b. Establishment of procedures and methods of reporting discharges and other occurrences prohibited by this Article.
  - c. Establishment of procedures, methods, means, and equipment to be used in the removal of oil pollutants.
- (2) To deny the issuance of a permit upon a finding that:
  - a. The installation will have substantial adverse effects on wildlife or on fresh water, estuarine or marine fisheries; or
  - b. The operation of the installation will violate standards of air or water quality promulgated or administered by the Commission; or
  - c. The installation will have a substantial adverse effect on a publicly owned park, forest, or recreation area.
- (3) To grant permits for the operation of existing or proposed oil refining facilities and to impose such terms and conditions therein as it shall deem necessary and appropriate to effectuate the purposes of this Article.
- (4) To require the installation of such facilities and the employment of such protective measures and operating procedures as are deemed necessary to prevent, insofar as possible, any oil discharges to the waters or lands of the State.
- (5) Repealed by Session Laws 1987, c. 827, s. 201. (1975, c. 521, s. 2; 1987, c. 827, ss. 154, 201.)